

**THE CORPORATION OF THE TOWNSHIP OF LIMERICK BYLAW
2022-10**

**TO PROHIBIT OR REGULATE THE ERECTION OF SIGNS, BILLBOARDS,
POSTERS AND OTHER ADVERTISING DEVICES IN THE TOWNSHIP OF
LIMERICK ALONG TOWNSHIP ROADS**

WHEREAS the Municipal Act, R.S.O. 1990, c. M.45,s.210, s.s. 146 and Ontario's Municipal Act S.O.2001,c.25,s.485(1), Part III, s.99; 2002, c.171,Sch.A, s.18 as amended, provides that such by-laws may be passed by the Councils of local Municipalities for prohibiting or regulating signs and other advertising devices or any class or classes thereof and the posting of notices on buildings or vacant lots within any defined area or areas or on land abutting on any defined highway or part of a highway;

AND WHEREAS the Municipal Act, R.S.O. 1990, c. M. 45, s. 312, s.s. 4(h) and Ontario's Municipal Act S.O. 2001, c.25, s. 135(1) as amended, provides such by-laws may be passed by the Council of every Municipality for prohibiting the attaching of any object or thing to a tree located on any highway or public place, except with the consent of an officer of the municipality named in the by-law, even if such attachment would not injure or destroy the tree.

AND WHEREAS The Corporation of the Township of Limerick deems it expedient to pass this by-law applicable to all township roads.

WHEREAS under the provisions of the Municipal Act, 2001, S.O. 2001, c.25, as amended, Council may pass by-laws to regulate the erection of signs, billboards, poster panels and other advertising devices;

AND WHEREAS the Council of The Corporation of the Township of Limerick deems it expedient to pass such a by-law;

NOW THEREFORE the Council of The Corporation of the Township of Limerick ENACTS AS FOLLOWS:

1.0 Definitions

1.1 In this By-law:

- i) **Direction Sign** - means a sign directing the general public to a specified place;
- ii) **Election Sign** - means a temporary sign for an election or by-election, for or promoting the election of, a person or a political party seeking election for any public office.

Home Occupation – means any occupation, which is carried on, in accordance with the provisions of the By-Law relative thereto, as an accessory use and only by Page 1 of 6

- i) members of the one household residing upon the premises.
- ii) **Lot** - shall mean a parcel of land having continuous frontage on a public street described in a deed or other document, which is legally capable of conveying a fee simple interest of land, other than a leasehold interest, easement, or right-of way.
- iii) **Township or Township of Limerick** - means The Corporation of The Township of Limerick;
- iv) **Municipal Property** - means land or buildings owned or leased by the

Township, County of Hastings, or a local board as defined in the Municipal Act, 2001, as amended.

- v) **Road Allowance or Highway** - means the part of the highway located between the shoulder of the highway and the lateral property line of the abutting property.
- vi) **Owner** - means the registered owner of the lands and includes any person, firm, partnership, corporation, institution, religious or philanthropic organization government or governmental agency controlling maintaining or occupying the lands upon which a sign is or will be erected or displayed.
- vii) **Real Estate 'For Sale' Sign** - means a sign advertising the sale, rental or lease of any building, structure, or lot.
- iii) **Sign** - means a sign, billboard, poster panel and other advertising device including inflatable advertising devices, signage on a permanently parked vehicle, bus, truck or trailer body/frame or shipping container or another similar item or thing, except for signs approved by the Council of the Township of Limerick or signs approved by law (e.g., Highway Traffic, Election etc.)
- iv) **Site Plan** – means the plan produced by the company on which the number, size, type, and location of signs to be located along the Township roadways are shown
- v) **Temporary Sign** - A temporary sign shall be a sign or notice of a temporary nature (i.e., charitable functions, special events). A temporary sign shall be erected no earlier than two (2) weeks prior to the event and removed no later than forty-eight (48) hours after the event and shall not exceed 3.0 m² (32 ft²) in size;
- vi) **Term of Agreement** – means the permit is renewable on an annual basis, unless otherwise exempt, upon payment of the required fees, with a year covering the period from January 1 of the year of issue up to and including December 31, of the same year, and will be subject to Municipal requirements in effect on the day of renewal as well as all conditions given on the original permit

2.0 General Provisions

2.1 No person shall erect a sign on a residential lot at a size of more than .3716 square metres (4 square feet), and then only with the consent of the property owner.

2.2 No person shall erect a sign on a rural, commercial, or industrial lot without a numbered sign permit from the Township of Limerick.

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2.3 No person shall erect a sign closer than 15 metres (49.21 feet) from the centre line of the road abutting the residential, rural, commercial, or industrial lot and not on a Township Road Allowance.

2.4 All signs must be kept in a satisfactory condition. When the Township considers the condition of a sign to be unsatisfactory, the owner will be notified and shall improve or remove the sign within a specified time period.

2.5 No person shall erect a sign in such a manner as to obstruct the vision of vehicular or pedestrian traffic.

2.6 No person shall post or erect any **commercial signage** on a trees, poles, or posts on the property of the Corporation of the Township of Limerick or any local board thereof without authority from Council of the Township of Limerick. All signs shall be

erected on an independent post or structure.

2.7 No person shall erect a sign on any land abutting on Township roads or on any Township owned property except as permitted herein;

3.0 Exemptions

3.1 Exempted signs:

- a. Election campaign signs shall be exempt from this by-law if removed forty-eight (48) hours after the final vote;
- b. Political expression signs shall be exempt from this bylaw if placed on the owner's property and no larger than .3716 square metres (4 square feet);
- c. Real estate for sale signs advertising a specific property listed for sale and located on the property shall be exempt, up to a maximum size of 1.4865 square metres (16 square feet), to be removed no later than closing date;
- d. Directional signs to businesses and properties listed for sale;
- e. Temporary event signs erected two (2) weeks prior to the event and removed forty- eight (48) hours after the event and shall not exceed 3.0 m² (32 ft²) in size;
- f. Community Event signs;
- g. Township approved Community identification signs;
- h. Emergency signs;
- i. Home Occupation and Home Industry signs at a size of no more than 1.4865 square metres (16 square feet);
- j. One (1) sign not exceeding than .3716 square metres (4 square feet) in area indicating the name and/or address of the owner or occupant of the premises on which the sign is located, or the name of the land or premises or both;
- k. Signs attached or painted on any building.
- l. Real estate for sale signs advertising a specific property listed for sale and located on the property shall be exempt, up to a maximum size of 1.4865 square metres (16 square feet), to be removed no later than closing date;
- m. Directional signs to businesses and properties listed for sale;
- n. Temporary event signs erected two (2) weeks prior to the event and removed forty- eight (48) hours after the event and shall not exceed 3.0 m² (32 ft²) in size;
- o. Real estate for sale signs advertising a specific property listed for sale and located on the property shall be exempt, up to a maximum size of 1.4865 square metres (16 square feet), to be removed no later than closing date;

- p. Directional signs to businesses and properties listed for sale;
- q. Temporary event signs erected two (2) weeks prior to the event and removed forty- eight (48) hours after the event and shall not exceed 3.0 m² (32 ft²) in size;
- r. Community Event signs;
- s. Township approved Community identification signs;
- t. Emergency signs;
- u. Home Occupation and Home Industry signs at a size of no more than 1.4865 squaremetres (16 square feet);
- v. One (1) sign not exceeding than .3716 square metres (4 square feet) in area indicating the name and/or address of the owner or occupant of the premises on which the sign is located, or the name of the land or premises or both;
- w. Signs attached or painted on any building.

4.0 Application and Fees

4.1 Plans of all signs or other advertising devices to be erected, displayed, altered, or repaired shall be provided to the Township.

4.2 A fee of \$25.00 will be paid to the Township for the inspection and approval of the plans submitted. The Township will issue a permit certifying such approval and may prohibit the erection, display, alteration or repair of any sign or advertising device.

4.3 The Applicant is solely responsible to have the Township issued permit number present and visible on the approved sign.

4.4 An annual permit fee of \$100.00 for up to 2.973 square metres (32 square feet or 4' x 8') or \$150.00 over 2.973 square metres (32 square feet), which will cover the period from January 1 of the year of issue up to and including December 31, of the same year. The annual permit feewill not be pro-rated.

4.5 The Township has the authority and reserves the right to remove or have removed any unauthorized signs and to issue a provincial offence notice or a monetary penalty notice payable to the Township of Limerick. The cost of any sign may be applied to the tax roll of the property on which the sign is erected or invoiced to the responsible non- property owner indicated on the sign.

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4.6 Consideration of the issuance of sign permits will consider the inherent nature of the property and its congruity with the surrounding properties.

4.7 All signs, displays or devices must satisfy generally acceptable social or esthetic standards. The Township of Limerick reserves the right to determine what constitutes acceptable social or esthetic standards.

4.8 This by-law does not apply to any signing upon, or adjacent to, a provincially owned highway, which is regulated by the Public Transportation and Highway Improvement Act (PTHIA) and the Ministry of Transportation Corridor Signing Policy.

5.0 Offences and Penalties

5.1 Every person who contravenes any provision of this By-law is guilty of an offence and upon conviction shall be liable to a fine prescribed and recoverable under the provisions of the *Provincial Offences Act*, R.S.O. 1990, c.P.33, as amended, for each offence committed.

5.2 The Administrative Monetary Penalty System By-law applies to each administrative penalty issued pursuant to this By-law.

5.3 Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law, be liable to pay to the Township an administrative penalty.

5.4 If any term or provision of this By-law or the application thereof to any person shall to any extent be held to be invalid or unenforceable, the remainder of this By-law or the application of such term or provision to all persons other than those to whom it was held to be invalid or unenforceable, shall not be affected thereby and each term and provision of this By-law shall be separately valid and enforceable to the fullest extent permitted by-law.

6.0 Interpretation

6.1 The provisions in Part VI of the *Legislation Act, 2006*, S.O. 2006, c.21, Sched. F, shall apply to this By-law.

6.2 Any reference in this by-law to any statutes, regulations or by-laws shall be deemed to be a reference to such statutes, regulations, or by-laws, as amended, restated, or replaced from time to time.

7.0 Gender

7.1 In this Agreement, words importing the masculine gender shall include the feminine gender and neuter gender and vice versa and words importing the singular shall include the plural where the context requires.

8.0 Heading

8.1 The headings used in this By-law are included solely for the convenience of reference and are not to be considered part of this By-law and are not intended to be full or accurate descriptions of the contents of any section, clause, or provision of this By-law.

9.0 Effect of Pre-Existing By-laws

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9.1 Any By-law which was in effect in the Township on the date of passage of this By-law which covers the same subject matter as this By-law shall remain in effect only for the purposes of the completion of any procedure that was commenced under that.

10.1 Rescindment of By-laws

10.1 Except for the purposes identified in Section 9.0 of this By-law, By-law 2003-04 is hereby rescinded.


11.0 Short Title

11.1 This by-law may be cited as the "Sign By-law".

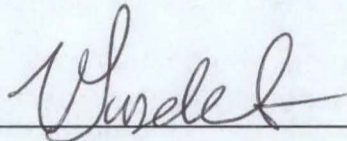
12.0 Effective Date

12.1 THAT this By-law shall come into effect on the day it was passed.

ENACTED AND PASSED IN COUNCIL this 21 day of March 2022



MAYOR Carl Stefanski



CLERK: Victoria Tisdale